

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Mueller, et al.

Confirmation No.: To Be Assigned

Serial No.: To Be Assigned

Group Art Unit: To Be Assigned

Filed: Even Date Herewith

Examiner: To Be Assigned

For: Portable X-Ray Diffractometer

Docket No.: 191314-1011

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This information disclosure statement is filed in accordance with 37 C.F.R. §§ 1.56, 1.97, and 1.98, and specifically:

- under 37 CFR 1.97(b), or
(within Three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
- under 37 CFR 1.97(c) together with either a:
 - Statement Under 37 C.F.R. 1.97(e), or
 - a \$180.00 fee under 37 CFR 1.17(p), or
(After the CFR 1.97(b) time period, but before the final office action or notice of allowance, whichever occurs first)
- under 37 CFR 1.97(d) together with a:
 - Statement under 37 CFR 1.97(e), and
 - a \$180.00 petition fee set forth in 37 CFR 1.17(p).
(Filed after final office action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Enclosed is a check in the amount of \$0.00. Please charge \$0.00 to deposit account 20-0778. At any time during the pendency of this application, please charge any fees required to Deposit Account 20-0778 pursuant to 37 CFR 1.25. The Commissioner is hereby requested to credit any overpayment to Deposit Account No. 20-0778.

- Applicant(s) submit herewith *Form PTO 1449A - Information Disclosure Statement by Applicant* together with copies (where required) of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may or may not be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56. As required by 37 C.F.R. §1.98(a), a legible copy of each document is provided.
- A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449, as presently understood by the individual(s) designated in 37 CFR 1.56(c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on the form PTO 1449 and is enclosed herewith.

The following rights are reserved by the Applicant(s): the right to establish the patentability of the claimed invention over any of the listed documents should they be applied as reference, and/or the right to prove that some of these documents may not be prior art, and/or the right to prove that some of these documents may not be enabling for the teachings they purport to offer.

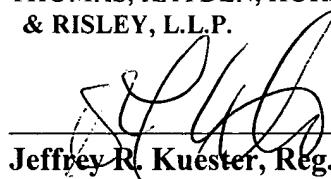
This statement should not be construed as a representation that an exhaustive search has been made, or that information more material to the examination of the present application does not exist. Any statements or identifications regarding the relevance of any portion(s) of cited references should not be construed as a representation that the most relevant portion(s) have been identified, and the absence of such statements or identifications should not be construed as representations that there are no relevant portion(s). The Examiner is specifically requested not to rely solely on the materials submitted herewith. The Examiner is requested to conduct an independent and thorough review of the documents, and to form independent opinions as to their significance.

It is requested that the information disclosed herein be made of record in this application and that the Examiner initial and return a copy of the enclosed PTO-1449 to indicate the documents have been considered.

Respectfully Submitted,

**THOMAS, KAYDEN, HORSTEMEYER
& RISLEY, L.L.P.**

By:


Jeffrey R. Kuester, Reg. No. 34,367

100 Galleria Parkway, Suite 1750
Atlanta, Georgia 30339-5948
770-933-9500

Form PTO-1449

Attorney Docket No.
191314-1011Serial No.
To Be Assigned**INFORMATION DISCLOSURE CITATION**

(Use several sheets if necessary)

Applicant
Mueller et al.Filing Date
Even Date HerewithGroup
To Be Assigned**U.S. PATENT DOCUMENTS**

Examiner Initials	Item	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
	A	US 6,493,420 B2	12/2002	Ruud	378	72	
	B	US 6,353,656 B1	03/2002	LeVert et al.	378	72	
	C	US 5,625,664	04/1997	Berkeley	378	72	
	D	US 5,155,751	10/1992	Chohata et al.	378	71	
	E	US 5,148,458	09/1992	Ruud	378	72	
	F	US 5,125,016	06/1992	Korhonen et al.	378	72	
	G	US 5,111,493	05/1992	Siedband	378	103	
	H	US 5,068,883	11/1991	DeHaan et al>	378	86	
	I	US 5,686,631	08/1987	Ruud	702	42	
	J	US 4,561,062	12/1985	Mitchell	702	40	
	K	US 4,489,425	12/1984	Borgonovi	378	72	
	L	US 4,095,103	06/1978	Cohen et al.	378	72	

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Subclass	Translation
							Yes No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

M	Article entitled "DRS-2 Digital Radioscopy System Accessories & Options" by SAIC Products, dated February 23, 2002, pp. 1-2; http://www.saic.com:products/inspection/drs2/drs2-options.html .						
N	Article entitled "DRS-2 Digital Radioscopy System Technical Specifications" by SAIC Products, dated February 23, 2002, pp. 1-3; http://www.saic.com:products/inspection/drs2/drs2-tech.html .						
O	Article entitled "DRS-2 Digital Radioscopy System Overview" by SAIC Products, dated February 23, 2002, pp. 1-2; http://www.saic.com:products/inspection/drs2/drs2.html .						
P	Article entitled "Technologies We Develop" by SAIC, dated February 23, 2002, pp. 1-2; http://www.saic.com:nde/ .						
Q	Paul C. Schlesselman, B.S., M.S.; THESIS: FEASIBILITY OF USING X-RAY DIFFRACTION LINEWIDTH FOR NONDESTRUCTIVE EVALUATION: A STUDY OF BRASS; May, 1997; pgs. 1-73						

* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

EXAMINER'S SIGNATURE:

DATE CONSIDERED: